

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

IN RE:

CASE NO.: 24-41102-ELM-13

JOSHUA SHAYNE LIVINGSTON

3455 FM 731
BURLESON, TX 76028
SSN/TIN: XXX-XX-0105

DESIREE MARIE LIVINGSTON

3455 FM 731
BURLESON, TX 76028
SSN/TIN: XXX-XX-4332

DEBTORS

HEARING: JULY 11, 2024 AT 8:30 AM

TRUSTEE'S MOTION TO DISMISS CASE FOR CAUSE AND NOTICE OF HEARING

TO THE HONORABLE U.S. BANKRUPTCY JUDGE:

NOW COMES Pam Bassel Standing Chapter 13 Trustee and files this Trustee's Motion to Dismiss Case for Cause under 11 U.S.C. § 1307 and Fed. R. Bank. P. 9014. Trustee would respectfully show the Court:

1. The Court has jurisdiction, and this is a core proceeding.¹
2. This case should be dismissed under § 1307 because the delay in confirming Debtors' Chapter 13 Plan is unreasonable and prejudicial to creditors.

WHEREFORE, Trustee prays that Trustee's Motion to Dismiss Case for Cause be GRANTED and for general relief

Respectfully submitted,

By: /s/ Ethan S. Cartwright
Ethan S. Cartwright, Staff Attorney
Bar No. 24068273
PAM BASSEL STANDING CHAPTER 13 TRUSTEE
Bar No. 01344800
860 Airport Freeway, Ste 150
Hurst, TX 76054
(817) 916-4710 Phone

¹ 11 U.S.C. § 105 & 28 U.S.C. §§ 157(b) & 1334

Page 2 of 2
NOTICE OF HEARING

This matter will be called at the docket call on the date and time above in Room 204 at Eldon B. Mahon U.S. Courthouse 501 W. 10th St., Fort Worth, Tx 76102-3643 with a hearing following docket call. YOU DO NOT HAVE TO ATTEND THE HEARING UNLESS YOU OPPOSE DISMISSAL OF THE CASE.

Attend by WebEx Video:

Link: <https://us-courts.webex.com/meet/morris>

Attend by WebEx Telephone:

Dial In: 1.650.479.3207
Meeting ID: 2309-445-3213

By: /s/ Ethan S. Cartwright
Ethan S. Cartwright

CERTIFICATE OF SERVICE

I certify that a true and copy of the foregoing was served on or before the date of filing. Service was accomplished electronically on Debtors' attorney and all parties entitled to electronic notice and by first class mail on the Debtors and the parties listed below, if any.

By: /s/ Ethan S. Cartwright
Ethan S. Cartwright

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